## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MISSOURI EASTERN DIVISION

| RAFAEL A. JONES, SR., | ) |                   |
|-----------------------|---|-------------------|
|                       | ) |                   |
| Petitioner,           | ) |                   |
|                       | ) |                   |
| V.                    | ) | No. 4:12CV617 AGF |
|                       | ) |                   |
| JEFF NORMAN,          | ) |                   |
|                       | ) |                   |
| Respondent.           | ) |                   |

## MEMORANDUM AND ORDER

This matter is before the Court on petitioner's submission of a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254. The petition will be summarily dismissed.

Rule 4 of the Rules Governing § 2254 Cases in the United States District Courts provides that a district court shall summarily dismiss a § 2254 petition if it plainly appears that the petitioner is not entitled to relief.

In the instant petition, petitioner attempts to challenge three convictions: <u>State v. Jones</u>, 07SL-CR03429-01 (21st Jud. Cir.); <u>State v. Jones</u>, 07SL-CR06638 (21st Jud. Cir.); and <u>State v. Jones</u>, 0822-CR07366 (22nd Jud. Cir.).

Petitioner has previously brought challenges to each of these convictions in this Court. See Jones v. Norman, 4:12CV569 CDP (E.D. Mo.); Jones v. Prudden, 4:11CV1310 LMB (E.D. Mo.); Jones v. Moriorty, 4:10CV495 LMB (E.D. Mo.).

The petition is successive. As a result, petitioner may not proceed without authorization from the Eighth Circuit Court of Appeals, which he does not have. <u>See</u> 28 U.S.C. § 2244(b). The Court will therefore dismiss the petition without further proceedings.

Accordingly,

**IT IS HEREBY ORDERED** that petitioner's petition for writ of habeas corpus is **DISMISSED**.

IT IS FURTHER ORDERED that petitioner's motion to proceed in forma pauperis [Doc. 2] is GRANTED.

**IT IS FURTHER ORDERED** that the Clerk shall substitute Jeff Norman as respondent in this action.

Dated this 17th day of April, 2012.

AUDREY G. FLEISSIG

UNITED STATES DISTRICT JUDGE